IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

-

WRIT PETITION NO : 24143 of 2003

Between:

1 R. Ramana Rao S/o. Chander Rao
V.K. Rayapuram PACS., Samarlakota Mandal,
East Godavari District.
2 U. Pakir Raju S/o.Veer Raju
V.K. Rayapuram PACS., Samarlakota Mandal,
E.G.District.
3 M. Maheswara Rao S/o. Krishna Murthy
V.K. Rayapuram PACS., Samarlakota Mandal,
E.G.District.
4 A. Venkata Ramana S/o. Venkanna
V.K. Rayapuram PACS., Samarlakota Mandal,
E.G.District.
5 K. Appa Rao S/o. Kannaiah
Z.Bhabaram PACS Karapa Mandal,
E.G.District.
6 N.V.V. Satyanarayana
Z.Bhabaram PACS Karapa Mandal,
E.G.District.
7 R. Venkateswara Rao
Z.Bhabaram PACS Karapa Mandal,
E.G.District.
8 A.Venkata Ramana
Z.Bhavavaram PACS, Karapa Mandal,
E.G.District.

..... PETITIONERS

AND

1 The Government of A.P. rep., by its Secretary, Co-operation Department, Secretariat, Hyderabad.
2 The Commissioner for Cooperation and Registrar of Co-operative Societies, Nampally, Hyderabad.
3 The District Co-operative officer, E.G.District at Kakinada.
4 The Divisional Coopeative Officer, Kakinada, E.G.District.
5 The V.K.Rayapuram PACS., Samarlakota Mandal, E.G.District rep., by its Chairman/PIC
6 The Z. Bhavavaram PACS., Karapa Mandal E.G.District rep., by its Chairman/PIC.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the impugned action of respondents in not paying regular salaries to the petitioners in the guise of implementing section 116-C of the A.P.C.S.Act by not taking into consideration the amounts recoverable due to the society within the meaning of gross profit and now reducing the salaries in the guise of Section 116-C of A.P.C.S.Act as highly illegal, arbitrary and violative of Article 14 and 21 of the Constitution of India.

Counsel for the Petitioner:MR.G.V.SHIVAJI

Counsel for the Respondents No.1 to 4 : GP FOR COOPERATION.

Counsel for respondent Nos.5 & 6: None appeared.

The Court made the following :

ORDER:

The learned counsel appearing for the petitioner/s submits that this Writ petition is covered by the judgment of this Court in W.P.No. 3171 of 2003 and batch dated 30.8.2004.

Following the same, this Writ petition is dismissed. No costs.

Tjs 07.09.2004.

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The Secretary, Co-operation Department, Government of A.P. Secretariat, Hyderabad.
2. The Commissioner for Cooperation and Registrar of Co-operative Societies, Nampally, Hyderabad.
3. The District Co-operative officer, E.G.District at Kakinada.
4. The Divisional Coopeative Officer, Kakinada, E.G.District.
5. The Chairman/PIC, V.K.Rayapuram PACS., Samarlakota Mandal, E.G.District.
6. The Chairman/PIC, The Z. Bhavavaram PACS., Karapa Mandal E.G.District.
7. 2CCs to G.P. for Cooperation, High Court Buildings, High Court of A.P., Hyderabad (OUT).
8. 2CD copies.